



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)
MONDAY, THE SEVENTH DAY OF AUGUST
TWO THOUSAND-AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY
AND

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO
WRIT PETITION NO: 19890 OF 2023

Between:

P Ajay Kumar, S/o P. Ravi, Private Service, R/o D.No. 19-10-51/B, New Indira Nagar, Tirupati, Tirupati (Chittoor) District.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by Principal Secretary, Home Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Superintendent of Police, Nellore, S.P.S.R. Nellore District.
3. The Superintendent of Police, Tirupati Urban Police District, Tirupati, Tirupati (Chittoor) District.
4. The Station House Officer, Ulavapadu, Police Station, S.P.S.R, Nellore District.
5. Marlapati Suresh Babu @ Jeevajah, S/o Not known to the Petitioner Major, R/o Valetivaripalem Village, Vulavapadu Mandal, S.P.S.R.Nellore District.

Respondents

— WHEREAS the Petitioner above named through his Advocate Sri Maheswara Rao Kuncheam presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ of Habeas Corpus Under Article 226 of the Constitution of India by directing the Respondents to produce Smt. Marlapati Pallavi W/o P.Ajay Kumar, who is in illegal Custody with 5th Respondent, before this Hon'ble Court forthwith and set her free.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Maheswara Rao Kuncheam Advocate for the Petitioner, Assistant Government Pleader attached to the office of learned Advocate General for respondents 1 to 4, directed issue of notice to the Respondent No.5 herein to show cause as to why this WRIT PETITION should not be admitted. You viz:

Marlapati Suresh Babu @ Jeevajah, S/o Not known to the Petitioner Major, R/o Valetivaripalem Village, Vulavapadu Mandal, S.P.S.R.Nellore District.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith(copy enclosed) this WRIT PETITION should not be admitted on or before 21.08.2023, on which date the case stands posted for hearing.

The Court made the following order :

"Learned Assistant Government Pleader attached to the office of learned Advocate General, takes notice for respondents 1 to 4 and requests time to seek instructions.

Issue notice to 5th respondent.

Learned counsel for the petitioner is permitted to take out personal notice to the 5th respondent by registered post with acknowledgment due and file proof of service in the Registry.

The 4th respondent shall also produce the detenue before the Court, by the next date of hearing.

List the matter on 21.08.2023."

Sd/- K. SRINIVASA RAJU
ASSISTANT REGISTRAR

//TRUE COPY//

For /

SECTION OFFICER

To,

1. The Station House Officer, Ulavapadu, Police Station, S.P.S.R, Nellore District. (BY SPEED POST)
2. The Principal Secretary, Home Department, , Rep. by , Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
3. The Superintendent of Police, Nellore, S.P.S.R. Nellore District.
4. The Superintendent of Police, Tirupati Urban Police District, Tirupati, Tirupati (Chittoor) District.
5. Marlapati Suresh Babu @ Jeevajah, S/o Not known to the Petitioner Major, R/o Valetivaripalem Village, Vulavapadu Mandal, S.P.S.R. Nellore District. (2 TO 5 by RPAD)
6. One CC to Sri Maheswara Rao Kuncheam Advocate [OPUC]
7. Two CCs to Advocate General, High Court of AP [OUT]
8. Two spare copies.

RVK

HIGH COURT

CMRJ & TRRJ

DATED:07/08/2023

NOTICE BEFORE ADMISSION

LIST THE MATTER ON 21.08.2023

WP.No.19890 of 2023

DIRECTION

